IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIRST DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 12093 of 2004

Between:

1 Smt. P. Annapurnamma, W/o Late Sri P.L. N. Sarma
R/o Ramamandiram Street, Governorpet, Vijayawada-520 002
2 Sri. P.V. Subba Rao S/o Late Sri P.L.N. Sarma
R/o Ramamandiram Street, Governorpet, Vijayawada-520 002

.....
PETITIONER(S)

AND

The Commissioner,
Vijayawada Municipal Corporation,
Vijayawada, Krishna District

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or direction particularly one in the nature of a Writ of Mandamus, declaring the action of the respondent corporation as illegal and ultra vires to the provisions of Article 14 of the Constitution of India and also the mandatory provisions of the Hyderabad Municipal Corporation Act directing the respondent to remove the bus shelter abutting the compound wall of the Petitioners' property bearing Door No. 29-37-142 of Eluru Road Governorpet, Vijayawada Municipal Corporation.

For the Petitioner:MR.V.S.R.ANJANEYULU, Advocate

For the Respondent: MR.T.S.VENKATA RAMANA, Standing Counsel for Vijayawada Municipal Corporation

The Court at the stage of admission made the following ORDER:

This writ petition is filed seeking direction to the respondent to remove the prefabricated bus shelter, which was erected adjacent to the compound wall of the petitioners' property.

In the counter filed by the respondent-Corporation, it is stated that on the objections raised by the petitioners through their representation, instructions were given to M/s.Prakash Arts to remove the erected bus shelter and accordingly, the same has been removed from that place.

In view of the redressal of the grievance of the petitioner, no cause survives to be adjudicated in the writ petition.

The writ petition is accordingly closed. No costs.

21st SEPTEMBER, 2004.

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To

1 The Commissioner,
Vijayawada Municipal Corporation,
Vijayawada, Krishna District
2 Two CD copies.